

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

|   |   |                           |
|---|---|---------------------------|
| JESSICA MARUT,                          | ) |                           |
|   | ) |                           |
| Plaintiff,                              | ) |                           |
|   | ) |                           |
| vs.                                     | ) | Case No. 4:21-CV-1349-SPM |
|   | ) |                           |
| KILOLO KIJAKAZI,                        | ) |                           |
| Acting Commissioner of Social Security, | ) |                           |
|   | ) |                           |
|   | ) |                           |
| Defendant.                              | ) |                           |

**MEMORANDUM AND ORDER**

This case is before the Court on Acting Commissioner Kilolo Kijakazi's ("the Commissioner's") Motion to Reverse and Remand the case to the Commissioner for further administrative action pursuant to sentence four of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g). (Doc. 22). Plaintiff has filed a response stating that she has no objection to the motion. (Doc. 25). The parties have consented to the jurisdiction of the undersigned United States Magistrate Judge pursuant to 28 U.S.C. § 636(c)(1). (Doc. 7).

On November 15, 2021, Plaintiff filed a Complaint seeking review of the Commissioner's decision that Plaintiff was not under a disability within the meaning of the Social Security Act. (Doc. 1). The Commissioner filed the transcript of the administrative proceedings on March 2, 2022. (Doc. 12). Plaintiff filed a brief in support of the complaint on July 15, 2022. (Doc. 21).

On July 19, 2022, the Commissioner filed the instant motion to reverse and remand the case to the Commissioner for further action under sentence four of section 205(g) of the Social Security Act, which permits the Court "to enter, upon the pleadings and transcript of the record, a judgment affirming, modifying, or reversing the decision of the Commissioner, with or without

remanding the cause for a rehearing.” 42 U.S.C. § 405(g). The Commissioner represents in her motion that upon review of the record, agency counsel determined that remand was necessary for further evaluation of Plaintiff’s claim. The Commissioner states that “On remand, the agency will properly evaluate Plaintiff’s complex regional pain syndrome and other impairments at step two and beyond; further evaluate the medical opinion evidence and prior administrative medical findings; formulate a well-reasoned residual functional capacity finding with citations to supporting evidence; offer Plaintiff the opportunity for a hearing; take further action to complete the administrative record as necessary; and issue a new decision[.]”

After review, the Court agrees with the parties that this case should be reversed and remanded pursuant to sentence four of 42 U.S.C. § 405(g).Accordingly,

**IT IS HEREBY ORDERED** that the Commissioner’s Motion to Reverse and Remand (Doc. 22) is **GRANTED**.

**IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that decision of the Commissioner of Social Security is **REVERSED** and that this case is **REMANDED** under Sentence Four of 42 U.S.C. § 405(g) for reconsideration and further proceedings consistent with this opinion.



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SHIRLEY PADMORE MENSAH  
UNITED STATES MAGISTRATE JUDGE

Dated this 1st day of August, 2022.